

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>STEFANO KINIROPOULOS,</b>	:	
<b>Plaintiff,</b>	:	<b>CIVIL ACTION</b>
	:	
<b>v.</b>	:	
	:	
<b>NORTHAMPTON COUNTY</b>	:	<b>NO. 11-6593</b>
<b>CHILD WELFARE SERVICE,</b>	:	
<b>Defendant.</b>	:	
	<b><u>ORDER</u></b>	

**AND NOW**, this 10<sup>th</sup> day of January, 2013, upon consideration of the Defendant's Motion to Dismiss the Amended Complaint (Doc. No. 12), and all responses and replies thereto, it is **HEREBY ORDERED** that the Defendant's Motion to Dismiss is **GRANTED IN PART AND DENIED IN PART**<sup>1</sup> as follows:

1. Defendant's Motion to Dismiss Counts I and II is **GRANTED**. Counts I and II are dismissed with prejudice;
2. Defendant's Motion to Dismiss Count III is **GRANTED**. Count III is dismissed with prejudice;
3. Defendant's Motion to Dismiss Count IV is **GRANTED**. Count IV is dismissed without prejudice; and
4. Defendant's Motion to Dismiss Count V is **GRANTED**. Count V is dismissed without prejudice.

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<sup>1</sup> Defendant's request to dismiss Counts IV and V with prejudice is **DENIED**.

It is **FURTHER ORDERED** that Plaintiff shall file a Second Amended Complaint on or before **Friday, January 25, 2013**.

BY THE COURT:

/s/LAWRENCE F. STENGEL  
LAWRENCE F. STENGEL, J.